

ER

5 January 1983
OGC 83-00075

MEMORANDUM FOR: Deputy Director of Central Intelligence

THROUGH: Executive Director

FROM: General Counsel

SUBJECT: Enrolled Bill H.R. 7154, the "Federal Rules of Civil Procedure Amendments Act of 1982"

1. Attached for your signature is a letter to the Office of Management and Budget expressing the views of the Central Intelligence Agency on Enrolled Bill H.R. 7154, the "Federal Rules of Civil Procedure Amendments Act of 1982." The letter advises that the Agency has no objection to the legislation.

2. The bulk of the legislation deals with the technical rules for serving process in civil litigation. The legislation simplifies those rules by encouraging the use of service by mail. OMB requested our comments on the Enrolled Bill because the last section of the Bill, added as an extraneous rider by the Senate, increases from \$5,000 to \$75,000 the criminal fine for acting within the U.S. as an agent for a foreign government without prior notification to the Secretary of State (18 U.S.C. § 951). This change in the size of the potential penalty will have no effect on Agency activities.

3. OMB requires that Agency views on Enrolled Bill letters come from a presidential appointee, yet this item of legislation does not merit the DCI's attention. Since you are our only other presidential appointee, the letter has been drafted for your signature.



Stanley Sporkin

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